

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 122 be amended to read as follows:

- 1 Page 1, between the enacting clause and line 1, begin a new
- 2 paragraph and insert:
- 3 "SECTION 1. 35-42-1-1, AS AMENDED BY P.L.151-2006,
- 4 SECTION 16, AND AS AMENDED BY P.L.173-2006, SECTION
- 5 51, IS CORRECTED AND AMENDED TO READ AS FOLLOWS:
- 6 Sec. 1. A person who:
- 7 (1) knowingly or intentionally kills another human being;
- 8 (2) kills another human being while committing or attempting
- 9 to commit arson, burglary, child molesting, consumer product
- 10 tampering, criminal deviate conduct, kidnapping, rape,
- 11 robbery, *human trafficking, promotion of human trafficking,*
- 12 *sexual trafficking of a minor,* or carjacking;
- 13 (3) kills another human being while committing or attempting
- 14 to commit:
- 15 (A) dealing in or manufacturing cocaine or a narcotic drug
- 16 (IC 35-48-4-1);
- 17 (B) dealing in *or manufacturing* methamphetamine (IC
- 18 35-48-4-1.1);
- 19 (C) dealing in a schedule I, II, or III controlled substance
- 20 (IC 35-48-4-2);
- 21 (D) dealing in a schedule IV controlled substance (IC
- 22 35-48-4-3); or
- 23 (E) dealing in a schedule V controlled substance; ~~or~~
- 24 (4) knowingly or intentionally kills a fetus that has attained

1 viability (as defined in IC 16-18-2-365); **or**
2 **(5) commits battery by body waste (IC 35-42-2-6) that has**
3 **caused the death of another person;**
4 commits murder, a felony."
5 Renumber all SECTIONS consecutively.
 (Reference is to ESB 122 as printed March 23, 2007.)

Representative STUTZMAN